



# भारत का राजपत्र

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No. 28]

NEW DELHI, SATURDAY, JULY 9, 1966/ASADA १८, १८८८

इस भाग में भिन्न पृष्ठ संलग्न वी जाती है जिससे कि यह प्रलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

भाग II—संख्या ४

### PART II—Section 4

रक्त मंत्रालय द्वारा जारी किये गये विधिक नियम और आदेश

#### Statutory Rules and Orders issued by the Ministry of Defence

##### MINISTRY OF DEFENCE

New Delhi, the 24th June 1966

S.R.O. 143.—In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the President hereby makes the following rules further to amend the General Provident Fund (Defence Services) Rules 1960, namely :—

1. These Rules may be called the General Provident Fund (Defence Services) twenty-first amendment Rules 1966.
2. In the General Provident Fund (Defence Services) Rules 1960, in Rule 31, in Explanation III, after the words "a subscriber" the words, "other than one who is appointed on contract or one who has retired from service and is subsequently re-employed", shall be inserted.

[Case No. 76919/Org.4 (Civ.) (d).]

K. V. RAMANAMURTHI, Dy. Secy.

New Delhi, the 24th June 1966

S.R.O. 144.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, DINAPORE by reason of the acceptance by the Central Government of the resignation of Shri G. Saran.

[File No. 19/1/G/L&C/63/C/D (Q&C).]

S.R.O. 145.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Shri K. B. Srivastava, S.D.O. and Magistrate 1st Class has been nominated as a member of the Cantonment Board, DINAPORE vice Shri G. Saran who has resigned.

[File No. 19/1/G/L&C/65/C/D (Q&C).]

New Delhi, the 28th June 1930

S.R.O. 146.—The following bye-laws for regulating the erection or re-erection of building in Kirkee Cantonment made by the Cantonment Board, Kirkee in exercise of the powers conferred by section 186 of the Cantonments Act, 1924 (2 of 1924), and in supersession of the bye-laws published under Defence Department Notification No. 1826 dated the 8th November 1941 are hereby published for general information, the same having been previously published, and having been approved and confirmed by the Central Government as required by subsection (1) of section 284 of the said Act, namely:—

**Bye-laws for regulating the erection or re-erection of buildings in the Kirkee Cantt.**

1. In these bye-laws, 'Form' means a form appended to these bye-laws.
2. Every person intending to erect or re-erect a building, shall apply for sanction by giving notice in writing to the Board under section 179 of the Cantonments Act, 1924 in Form 'A' signed by himself and submit the following documents and plans:—
  - (a) In case the applicant is not the owner of the building, a certificate in Form 'B' from the owner.
  - (b) A plan of the building and a site plan, each in triplicate, if the site on which the building is proposed to be erected or re-erected is inside the civil area, and in quadruplicate, if the site is outside the notified civil areas.
3. The site plan shall be drawn to a scale of not less than 5 metres to a centimetre and shall show on it
  - (a) the scale used;
  - (b) the direction of the North point;
  - (c) the position of adjacent streets, vacant lands and drains;
  - (d) the names, if any, and the width of all the streets on which the site abuts, the numbers of, and the actual distance from, the adjoining buildings or fixtures, if any; and
  - (e) the line of frontage of the adjoining buildings.
4. The building plan shall be drawn and signed by a Surveyor, Engineer, Architect or Structural Designer licensed by the Board and shall be to a scale of not less than one metre to a centimetre. The building plan shall include a ground plan and a sectional elevation and shall clearly show—
  - (a) the external dimensions of the building;
  - (b) the plans and sections of each floor of the building;
  - (c) the position and dimensions of all projections beyond the outer walls of the buildings;
  - (d) the positions of all proposed and existing drains, urinals, wells latrines, fire-places, kitchens, bath rooms, gutters and down spouts with means of access to service latrines;
  - (e) the position, dimensions and means of ventilation and access to the several parts of such building;
  - (f) in the case of a building intended to be used as dwelling house for two or more families, the portion to be used by each family clearly demarcated as such indicating the use of every room, such as bed room, kitchen, and the like;
  - (g) in the case of a building intended to be used for carrying on trade or business or as a place of public resort, the means of egress and ingress;
  - (h) the materials to be used in the building and description of the proposed method of drainage, sanitary fittings and water supply;
  - (i) the purpose for which the building or any part of the building is intended to be used;
  - (j) the existing buildings to be retained, in white lines and existing building to be demolished, in yellow lines; and
  - (k) all new work, in red colour or in red lines.
5. Every person who erects or re-erects a building, the whole or any part of which is intended for human habitation, shall provide adequate facilities for water supply, and adequate number of urinals, latrines and bath rooms as the Board may direct in each case. The position

and design of the latrines and urinals shall be subject to the approval of the Health Officer of the Board. The applicant shall provide one latrine for every 20 persons or less.

6. Down-take pipes and drains for the carriage of waste or sullage water from the building proposed to be erected or re-erected shall be made of impervious material and shall be connected to the nearest public drain.]

7. No room intended to be used for human habitation shall have a length or a width of less than 3.5 metres and a height of 2.5 metres at the eaves in the case of pent roofs and 3 metres in the case of flat-roofs. Pent roofs shall not slope down at an angle greater than 30°;

Provided that if considerations of structural requirements so require and in cases of re-erection of existing structures, the Board may permit the length or width of any room to be reduced beyond 3.5 metres but in no case below 2.5 metres.

8. Every building proposed to be erected or re-erected and having more than one floor shall have a stair case of width of not less than one metre.

9. Every building proposed to be newly erected shall have a vacant space, all around at least 2.5 metres wide; provided that nothing in this by-law shall apply to buildings to be erected in sites situated in any notified civil area.

10. The plinth of every building proposed to be erected or re-erected, shall be at least 0.5 metre above ground level and a cement concrete coping of thickness of at least 2.5 centimetres shall be provided between the plinth and the superstructure.

11. No part of any building proposed to be erected or re-erected, and intended to be used as a godown shall be constructed unless the floor of such part is made of stone, concrete or other impervious material upto a depth of at least 0.5 metre from ground level.

12. No building shall be erected or re-erected for the purpose of housing any bank, shop, hotel, factory, school, hospital or workshop in any residential bungalow site situated outside the notified civil area unless :—

- (a) such site has been declared by the appropriate authority to be or to form part of a commercial area;
- (b) the frontage is at least 5.0 metres removed from the centre of the street on which it abuts;
- (c) it is situated at a distance of not less than 30 metres away from any religious building.

13. No house to be erected or re-erected shall have more than 3 storeys or shall have a height exceeding 15 metres from the plinth level:

Provided that where the Board is satisfied that construction of more than three storeys is not structurally detrimental to the building and does not interfere with the easementary and other rights of neighbouring buildings, it may allow the construction of 4 storeys or permit the building to be raised to a height of 20 metres.

14. Where an upper storey is to be constructed, the walls on the ground floor shall not be less than 35 centimetres in thickness if the height of the building does not exceed 8 metres and not less than 45 centimetres in thickness if the height of the building is greater. In the case of partition walls on which the weight of the roof does not fall, the thickness may not, however, be less than 25 centimetres.

15. For single storey buildings the outer walls shall not be less than 35 centimetres in thickness.

16. All walls shall be made of stone or brick in lime or cement.

17. Balconies shall not be allowed to project on vacant land; but they may be allowed to project on streets up to a maximum width of 1 metre and at a height of not less than 4 metres from the ground level. Such permission may be granted only where further ground extension is impossible:

Provided that the restriction regarding height of 4 metres may be relaxed by the Board in respect of existing buildings on which upper storeys are proposed to be constructed. Steps for ingress into or egress from a building shall be provided within the plinth area itself.

18. Eaves above doors and windows may be allowed to extend to an extent of not more than 0.5 metre beyond the outer walls.

19. A sloping roof may be allowed to extend to an extent, not more than 0.5 metre from the outer wall provided that sufficient arrangement has been made for the carriage of storm water from the roof to a drain.

20. No construction work shall be commenced unless a notice in Form 'C' duly signed by the owner or the Engineer supervising the work is tendered at the office of the Board.

21. No building erected or re-erected shall be occupied unless a notice of completion is tendered and a completion certificate is obtained from the Executive Officer.

22. The plan sanctioned by the Board shall be adhered to in every detail:

Provided that a variation of any internal dimension by not more than 15 centimetres shall not be considered as a deviation from the sanctioned plan :

Provided further that any unforeseen internal deviation such as re-positioning of doors and windows, which is necessitated by requirements of building and of which previous notice has been tendered to the Executive Officer by the owner, shall be deemed to have been regularised if the owner submits a final plan on completion of the work showing clearly the deviation.

23. Breach of any of these bye-laws shall on conviction by a Magistrate, be punishable with a fine extending to one hundred rupees and in the case of a continuing breach with an additional fine which may extend to twenty rupees for every day during which such breach continues after conviction for the first such breach.

24. All buildings shall be provided with iron gutters and down spouts to carry off rain water from the roof, chajjas or other projections. Gutters and down spouts shall be securely fixed and they shall discharge into the surface drains by means of an elbow piece, the orifice being not more than .30 centimetres above the level of the bed of the drain and discharging in the direction of the flow of the drain.

25. (1) Every latrine in the ground floor shall be provided with a sweeper's passage measuring 1 metre in length and 1 metre in width and a door will be affixed at a suitable place in any of the walls of this passage to facilitate removal of the night soil from the pan.

(2) No latrine shall be less than 1.5 metres in length and 1 metre in width.

#### FORM "A"

(See bye-law 2)

#### NOTICE TO ERECT, RE-ERECT OR ALTER A BUILDING

[Under Section 179(1) of the Cantonments Act, 1924]

Full name and address of the Applicant.....

To

The Executive Officer,  
Cantonment Board,  
KIRKEE.

Sir,

I hereby apply for sanction of the Cantonment Board to erect/re-erect/alter a building(s) as specified below and in the plan attached hereto :

Situation and House No.	Area of the holding and area to be built	Nature of soil	Bounded on the	For which purpose the erection is to be used. Residential Commercial etc.
			North by South by East by West by	

Date.....

Yours faithfully

Note :—

Copies of this form are supplied in the office of the Cantonment Board on payment of Re. 00.50 each, between 10.00 to 13.00 hours on Monday to Friday and between 10.00 hours to 11.30 hours on Saturday (except on Holidays).

(Page No. 2 to Form 'A')

(To be printed on half sheet paper)

*Plan showing section and elevation of proposed and existing building(s).*

(Scale to be not smaller than 1 metre to a centimetre)

The following details must be shown in the building plan.

1. The ground,, first or upper floor and each additional floor.
  2. The elevation of the building on the main frontage line and the cross sections of the buildings at the right angles to one another.
  3. The size of windows, doors, and ventilators for each room on every storey.
  4. The materials to be used for external walls, partition walls, foundation, roof ceiling floors, kitchens, and bath-rooms.
  5. The means of access to privies.
  6. The position of and full details, regarding all drains, latrines, and other sanitary conveniences.
  7. Adjoining buildings.
  8. Existing buildings to be shown in WHITE LINES.
  9. Existing buildings to be demolished to be shown in YELLOW LINES.
  10. All new work to be coloured RED or shown in RED LINES.

(Page No. 3 to Form 'A')  
(To be printed on half sheet paper)

### *Plan of site*

(Scale to be not smaller than 5 metres to a centimetre)

The following details must be shown in the site plan.

1. North point.
  2. The building or buildings, which it is proposed to construct or alter.
  3. The distance of the proposed building from all adjacent buildings.
  4. The line of frontage with neighbouring buildings, if the building abuts on a street.
  5. The boundaries of the property on which the buildings are to be situated.
  6. The description of all buildings, estates, or roads adjacent to the property on all sides.
  7. The alignment of drains, and the position of latrines, urinals, cess-pools and other receptacles for filth.
  8. Dimensions of the plot on which the buildings are to be erected.

(Page No. 4 to Form 'A')

(To be printed on half sheet paper)

## COMMITTEE PROCEEDINGS

Tel. No. 57510

No.

**Office of the Cantonment Board,**

Kirkee, dated the.....

To

Shri/Smt.....  
.....  
.....

Forwarded for information and necessary action.

**Cantonment Executive Officer,**

Kirkec.

## FORM 'B'

(See bye-law 2)

To

The Executive Officer,  
Cantonment Board,  
KIRKEE.

Sir,

With reference to the notice dated..... submitted by Shri..... in accordance with section 179(1) of the Cantonments Act, 1924, for the construction of..... I have no objection to the work being carried out by the applicant.

Yours faithfully,  
owner of House No.....

Date:—.....

## FORM 'C'

(See bye-law 20)

To

The Executive Officer,  
Cantonment Board.  
Kirkee.

Sir,

With reference to the building notice dated..... sanctioned by the Board under..... dated..... I shall start the construction of/additions and alterations to the building from this date.

Yours faithfully,

Signature and address *Applicant Owner*,  
Engineer Supervising the work.

[File No. 12/72/F/L&amp;C/1624-C/D (Q&amp;C).]

New Delhi, the 29th June 1966

S.R.O. 147.—The following byelaws made by the Cantonment Board, Ambala, in exercise of the powers conferred by clause (18) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), for regulating the use of hand carts for hawking articles for sale in any street or other place in the Cantonment of Ambala are hereby published for general information, the same having been previously published, and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely :—

1. In these byelaws,—

(a) 'Act' means the Cantonments Act, 1924.

(b) "hand-cart" includes any three-wheeled, two-wheeled or four-wheeled hand cart used for hawking articles for sale.

(c) "permit" means a permit granted under byelaw 2.

2. No person shall use a hand cart in any place or street within the limits of Ambala Cantonment except under a permit granted in this behalf by the Executive Officer, Ambala, such permit being in addition to any license required for carrying on of any of the occupations referred to in section 210 of the Act.

3. No permit shall be granted in respect of any hand cart whose dimensions are more than  $5\frac{1}{2}$  feet  $\times$   $3\frac{1}{2}$  feet.

4. A fee of Rs. 3/- per month shall be charged for every permit issued under these byelaws, provided that if the fee is paid annually in advance, a fee of Rs. 24/- per annum shall be charged.

5. No permit holder shall park his hand cart for more than fifteen minutes at one and the same place.

6. No permit holder shall use his hand cart so as to cause obstruction to traffic in any manner whatsoever.

7. Every applicant for permit shall, at the time he obtains the permit, procure from the Executive Officer, a number plate on payment of such price as may be fixed by the Executive Officer; and such number plate shall be displayed prominently on the hand cart.

8. No hand cart shall be used in the Cantonment without its being affixed with a number plate as is referred to in bylaw 7.

9. In case a number plate is lost, the permit holder shall immediately obtain from the Executive Officer, a duplicate number plate at such cost as may be fixed by the Executive Officer.

10. Every permit shall be in such form as the Executive Officer may from time to time prescribe and shall be subject to the following conditions, namely:—

- (a) The hand cart in respect of which the permit is granted shall bear a number plate which shall not be altered, defaced or obliterated during the currency of the permit.
- (b) The articles of food or drink carried in the hand cart shall be kept covered in the manner prescribed by the Executive Officer.
- (c) The hand cart shall be produced at the Office of the Board for inspection by the Executive Officer whenever so required by him.
- (d) No hand cart shall be used for hawking articles for sale in the following areas of the Cantonment, namely:—
  - (i) Saudagar Bazar.
  - (ii) Pansari Bazar.
  - (iii) Tin wala Bazar.
- (e) Hill Road between Cross Roads Nos. 6 and 7 and on Cross Road No. 6 between Sadar Bazar bridge and Hill Road.
- (f) Cross Road No. 7 between Hill Road and Grain Market Road.
- (g) any area other than the notified civil area except under a written permission from the Officer Commanding the Station to be obtained prior to the making of the application for the permit.
- (h) No hand cart shall be used in any part of the Cantonment after half-an-hour immediately after sun-set and before half-an-hour immediately before sun-rise unless it is fitted with a light so as to make the hand cart clearly visible from a distance of 100 metres.
- (i) The permit holder shall obey all such instructions and directions with regard to the keeping and using of the hand cart as may be issued from time to time by the Executive Officer.
- (j) Every person using a hand cart for sale of articles shall produce the permit for inspection if so required by the Executive Officer or by any officer of the Board so authorised by the Executive Officer in this behalf and where he fails to produce the permit when so required, it shall be presumed that he does not possess the necessary permit.
- (k) A permit holder may, during the currency of the permit transfer his hand cart to any other person under intimation to the Executive Officer; and thereupon the transferee shall, unless the Executive Officer for reasons to be recorded in writing otherwise orders, be recognised as the holder of the permit for the unexpired portion of the period of currency of the permit. In the absence of recognition of the transferee as aforesaid, the original permit holder shall continue to be responsible for compliance with these byelaws and the conditions of the permit.
- (l) A permit issued under these byelaws may be cancelled by the Executive Officer without payment of any compensation if, in his opinion, such cancellation is necessary in the interest of administration of the Cantonment.

(j) A person whose permit is cancelled as aforesaid shall have a right of appeal to the Board against the orders of the Executive Officer. The orders in appeal made by the Board shall be final.

11. Any person who commits a breach of any of these byelaws or of any conditions of the permit shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing breach, with an additional fine which shall not be less than Rs. 5/- but which may extend to Rs. 20/- for each day during which such breach continues after conviction for the first such breach.

[No. F. 12/73/G/L&C/65/1626-C/D (Q&C).]

A. P. DUBE, Under Secy.